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Attorney for Applicants

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PATENT  
Docket No. 3333.2.1.3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Mark J. Rosenfeld et al.	)	
		)	
Serial No.:	10/718,232	)	Art Unit:
		)	1614
Filed:	November 20, 2003	)	
		)	
For:	NOVEL COMPOUNDS FOR USE IN WEIGHT LOSS	)	
	AND APPETITE SUPPRESSION IN HUMANS	)	
		)	
Examiner:	Nancy L. Zhang	)	

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop Amendments  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Responsive to the communication from the Examiner mailed August 22, 2006, Applicants hereby acknowledge the withdrawal of the supplemental restriction requirement directed to Group I (claims 1-4, 14, 15, 91-93, 103 and 104) and Group II (claims 5-13 and 94-102) consistent with the

agreement reached during the telephone interview held on November 15, 2006 between Applicants' attorney and Examiners Zhang and Marschel.

Pursuant to the continued requirement to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held allowable, Applicants hereby submit independent claims 105 and 107 (and, subsequently, dependent claims 3-15 and 106 and 93-104, 106 and 108, respectively), which are set forth in the Supplemental Preliminary Amendment filed concurrently herewith.

Applicants having fully responded to the Examiner's Supplemental Restriction/Election Requirement and having made the required election, early action on the merits of elected claims 3-15 and 93-108, is now in order.

DATED this 15<sup>th</sup> day of November, 2006.

Respectfully submitted,

  
\_\_\_\_\_  
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Registration No. 38,019

Date: November 15, 2006

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